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In re Application of
Friedrich Stolte et al
Application No. 10/576,645
Filed: March 9, 2007
Attorney Docket No. 10034.542

: **OFFICE OF PETITIONS**
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: **DECISION ON PETITION**
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This is a decision on the petition, filed July 20, 2010, which is being treated as a petition under 37 CFR 1.8(b), requesting withdrawal of the holding of abandonment in the above-identified application.

The petition is **GRANTED**.


This application was held abandoned for failure to timely respond to the Office action of January 5, 2010, which set a three (3) month period for reply. Three (3) month extension of time pursuant to the provisions of 37 CFR 1.136(a) was obtained. Accordingly, a reply was due on or before July 5, 2010.

Office records show a timely reply was received July 6, 2010 (July 5, 2010 being a holiday), which includes the amendment and the three (3) month extension of time. Petitioner has submitted a copy of the previously mailed correspondence with this petition.

The petition satisfies the requirements of 37 CFR 1.8(b). Accordingly, the holding of abandonment for failure to timely file a reply to the Office action of January 5, 2010 is hereby withdrawn and the application restored to pending status.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3210.

This application is being referred to Technology Center AU 3644 for appropriate action in the normal course of business on the reply received July 5, 2010.


Irvin Dingle
Petitions Examiner
Office of Petitions